

1 BILL NO. R-88-08- *06 (as amended)*

2 RESOLUTION NO. R- *60-88*

3 A RESOLUTION of the Common
4 Council of the City of Fort
5 Wayne approving Excess User
6 Charge Schedule in
7 connection with water
8 rationing emergencies.

9 WHEREAS, the Common Council of the City of Fort Wayne
10 has adopted General Ordinance No. G-19-88, entitled "Water
11 Conservation," and

12 WHEREAS, said Ordinance extended authority to the Board
13 of Public Works and Safety to ration water according to an
14 Excess User Charge Schedule; and

15 WHEREAS, said Ordinance provided that the Board of
16 Public Works and Safety should present any such Excess User
17 Charge Schedule to the Common Council for approval; and

18 WHEREAS, the Board of Public Works and Safety has
19 prepared such Schedule.

20 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
21 THE CITY OF FORT WAYNE, INDIANA:

22 SECTION 1. That the Rules and Regulations of the Board
23 of Public Works and Safety with respect to water rationing
24 emergencies are hereby approved and ratified. Two copies of
25 said rules and regulations are available for inspection in the
26 office of the Clerk of the City of Fort Wayne and are
27 incorporated herein by reference.

28 SECTION 2. That this Resolution shall be in full force
29 and effect from and after its passage and any and all
30 necessary approval by the Mayor.

31 *Charles B. Reed*
32 Councilmember

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay
J. Timothy McCaulay, City Attorney

Read the first time in full and on motion by Reid, seconded by Lewis, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATED: 8-9-88 Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury, seconded by Redd, and duly adopted, placed on its passage. ~~PASSED~~ LOST by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>8</u>			<u>1</u>
BRADBURY	<u>✓</u>			
BURNS	<u>✓</u>			
GiaQUINTA	<u>✓</u>			
HENRY				<u>✓</u>
LONG	<u>✓</u>			
REDD	<u>✓</u>			
SCHMIDT	<u>✓</u>			
STIER	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 9-27-88 Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. B-60-88 on the 27th day of September, 1988,

Sandra E. Kennedy ATTEST James Stier SEAL
SANDRA E. KENNEDY, CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of September, 1988, at the hour of 11:30 o'clock A. M., E.S.T., Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 6th day of October, 1988, at the hour of 5:15 o'clock P. M., E.S.T. Paul Helmke
PAUL HELMKE, MAYOR

DIGEST SHEET

TITLE OF ORDINANCE RESOLUTION

Q-88-08-06
(as amended)

DEPARTMENT REQUESTING ORDINANCE _____

SYNOPSIS OF ORDINANCE RESOLUTION ratifying and approving Excess User

Charge Schedule in connection with water rationing emergencies.

EFFECT OF PASSAGE Water rationing could not be enforced by the
Board of Public Works and Safety in an emergency situation.

EFFECT OF NON-PASSAGE _____

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) _____

ASSIGNED TO COMMITTEE (PRESIDENT) _____

BILL NO. R-88-08-06

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) of the Common
Council of the City of Fort Wayne approving Excess User
Charge Schedule in connection with the water rationing
emergencies

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~) Do Pass

YES

NO

Janet G. Bradbury JANET G. BRADBURY
CHAIRPERSON
Mark E. GiaQuinta MARK E. GIAQUINTA
VICE CHAIRMAN
Charles B. Redd CHARLES B. REDD
David C. Long DAVID C. LONG
Paul M. Burns PAUL M. BURNS

CONCURRED IN 9-27-88

S. E. K.
Sandra E. Kennedy
City Clerk

RESOLUTION OF THE BOARD OF PUBLIC WORKS & SAFETY
CITY OF FORT WAYNE, INDIANA
RESOLUTION NO. _____

Whereas, the Common Council of the City of Fort Wayne has adopted General Ordinance No. G-19-88, entitled "Water Conservation", and

Whereas, said Ordinance extends authority to the Board of Public Works & Safety to ration water according to an Excess User Charge Schedule, and

Whereas, the Board of Public Works is empowered to, from time to time, amend the General Rules and Regulations of the Fort Wayne Water Utility,

Now Therefore be it resolved that the Board of Public Works & Safety hereby amends the General Rules and Regulation of the Fort Wayne Water Utility and hereby incorporates therein the following procedure to be used in the event of a water rationing emergency:

RULES AND REGULATIONS
WATER RATIONING EMERGENCY

Upon the use of 50% of the available capacity of Hurshtown Reservoir and following the notice of a water rationing emergency in accordance with Section 31-30 of General Ordinance No. G-19-88, customers of the Fort Wayne Water Utility shall be limited to water use in accordance with the following Excess Use Charge Schedule:

EXCESS USE CHARGE SCHEDULE

- 1) Fort Wayne Water Utility User Consumption shall be limited to not more than 70% of the average volume of water consumed by that user during the months of March and April of the current year
- 2) In the event that the user was not served by the Fort Wayne Water Utility, an average base use, by customer class, shall be determined from the average use during the months of March and April of the current year of all customers within each class.

- 3) For the purposes of these Rules and Regulations, all users other than residential users shall be classified as commercial users.
- 4) Commercial users without a prior history of March-April consumption from the current year shall be limited to not more than 70% of the average monthly volume of water used during the months said commercial water user was in business and a user of the Fort Wayne Water Utility Water.
- 5) The amount of water consumed by each user which exceeds the established rate shall be billed by the Water Utility at a rate of ten (10) times the established tariff as approved by the Indiana Utility Commission.
- 6) The declaration of a water rationing emergency pursuant to General Ordinance No. G-19-1988 shall constitute an emergency as described in Article III of the General Rules and Regulations of the Water Utility which Article gives the Utility authorization to disconnect service for any unauthorized use as determined by the Utility.
- 7) Concurrent with a rendering of a billing for any excessive usage, Utility shall issue a "warning". Said warning shall serve as notification to the user that should subsequent billings exceed the established base, termination of service may be imposed. Service will be restored according to Article III, Section 9B5 of the General Rules and Regulations of the Water Utility.
- 8) Should termination of service occur due to violation of the Water Conservation Ordinance, service will be restored after payment of a Special Reconnection Fee of \$50.00, which shall be in addition to any other charge normally assessed according to the established General Rules and Regulations.
- 9) Any person aggrieved by any determination by the Utility may request and shall be granted an administrative appeal as provided in Article VII of the general rules and regulations of the Water Utility.

APPROVED AND ADOPTED THIS _____ DAY OF _____

BOARD OF PUBLIC WORKS & SAFETY

Angela S. Derheimer
Director of Public Works

Gregory A. Purcell
Acting Director of Public
Safety

C. David Silletto
Director of Administration &
Finance

ATTEST _____

All America City



Most Livable City

THE CITY OF FORT WAYNE

August 10, 1988

Ms. April Minnick
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Minnick:

Please give the attached full coverage on the date of August 20, 1988, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. R-88-08-06
Excess User Charge Schedule
Bill No. R-88-08-03 & R-88-08-04
Economic Revitalization Area
Bill No. G-88-06-13
Vacation of a easement
Bill No. G-88-07-23
Right-of-way

Please send us 4 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 4

NOTICE OF PUBLIC HEARING

EXCESS USER CHARGE SCHEDULE IN
CONNECTION WITH WATER RATIONING
EMERGENCIES

Property owners and other interested parties in the City of Fort Wayne are hereby notified that on August 9, 1988, the Common Council introduced Bill No. R-88-08-06, thereby approving Excess User Charge Schedule in connection with water rationing emergencies. At a meeting of the Common Council to be held at 7:00 P.M. (Fort Wayne Time), on ~~August 23~~, 1988, in the City-County Building, Room 128, there will be a public hearing on the matter of the excess user charge schedule in connection with water rationing emergencies and consideration of adoption of said Bill No. R-88-08-06, which will provide in part as follows:

3 A RESOLUTION of the Common
4 Council of the City of Fort
5 Wayne approving Excess User
6 Charge Schedule in
 connection with water
 rationing emergencies.

7 WHEREAS, the Common Council of the City of Fort Wayne
8 has adopted General Ordinance No. G-19-88, entitled "Water
9 Conservation," and

10 WHEREAS, said Ordinance extended authority to the Board
11 of Public Works and Safety to ration water according to an
12 Excess User Charge Schedule; and

13 WHEREAS, said Ordinance provided that the Board of
14 Public Works and Safety should present any such Excess User
15 Charge Schedule to the Common Council for approval; and

16 WHEREAS, the Board of Public Works and Safety has
17 prepared such Schedule.

18 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
19 THE CITY OF FORT WAYNE, INDIANA:

20 SECTION 1. That the Rules and Regulations of the Board
21 of Public Works and Safety with respect to water rationing
22 emergencies are hereby approved and ratified. Two copies of
23 said rules and regulations are available for inspection in the
24 office of the Clerk of the City of Fort Wayne and are
25 incorporated herein by reference.

26 SECTION 2. That this Resolution shall be in full force
27 and effect from and after its passage and any and all
28 necessary approval by the Mayor.

RESOLUTION OF THE BOARD OF PUBLIC WORKS & SAFETY
CITY OF FORT WAYNE, INDIANA
RESOLUTION NO.

Whereas, the Common Council of the City of Fort Wayne has adopted General Ordinance No. G-19-88, entitled "Water Conservation", and

Whereas, said Ordinance extends authority to the Board of Public Works & Safety to ration water according to an Excess User Charge Schedule, and

Whereas, the Board of Public Works is empowered to, from time to time, amend the General Rules and Regulations of the Fort Wayne Water Utility,

Now Therefore be it resolved that the Board of Public Works & Safety hereby amends the General Rules and Regulation of the Fort Wayne Water Utility and hereby incorporates therein the following procedure to be used in the event of a water rationing emergency:

RULES AND REGULATIONS
WATER RATIONING EMERGENCY

Upon the use of 50% of the available capacity of Hurshtown Reservoir and following the notice of a water rationing emergency in accordance with Section 31-30 of General Ordinance No. G-19-88, customers of the Fort Wayne Water Utility shall be limited to water use in accordance with the following Excess Use Charge Schedule:

EXCESS USE CHARGE SCHEDULE

- 1) Fort Wayne Water Utility User Consumption shall be limited to not more than 70% of the average volume of water consumed by that user during the months of March and April of the current year
- 2) In the event that the user was not served by the Fort Wayne Water Utility, an average base use, by customer class, shall be determined from the average use during the months of March and April of the current year of all customers within each class.

- 3) For the purposes of these Rules and Regulations, all users other than residential users shall be classified as commercial users.
- 4) Commercial users without a prior history of March-April consumption from the current year shall be limited to not more than 70% of the average monthly volume of water used during the months said commercial water user was in business and a user of the Fort Wayne Water Utility Water.
- 5) The amount of water consumed by each user which exceeds the established rate shall be billed by the Water Utility at a rate of ten (10) times the established tariff as approved by the Indiana Utility Commission.
- 6) The declaration of a water rationing emergency pursuant to General Ordinance No. G-19-1988 shall constitute an emergency as described in Article III of the General Rules and Regulations of the Water Utility which Article gives the Utility authorization to disconnect service for any unauthorized use as determined by the Utility.
- 7) Concurrent with a rendering of a billing for any excessive usage, Utility shall issue a "warning". Said warning shall serve as notification to the user that should subsequent billings exceed the established base, termination of service may be imposed. Service will be restored according to Article III, Section 9B5 of the General Rules and Regulations of the Water Utility.
- 8) Should termination of service occur due to violation of the Water Conservation Ordinance, service will be restored after payment of a Special Reconnection Fee of \$50.00, which shall be in addition to any other charge normally assessed according to the established General Rules and Regulations.
- 9) Any person aggrieved by any determination by the Utility may request and shall be granted an administrative appeal as provided in Article VII of the general rules and regulations of the Water Utility.

At such hearing and prior to final adoption of said Bill No. R-88-08-06, all interested parties may appear and be heard. Copies of Bill No. R-88-08-06 are on file in the Office of the City Clerk and are available for inspection by any interested parties during regular business hours.
Dated this 9th day of August, 1988

Sandra E. Kennedy
City Clerk

RESOLUTION OF THE BOARD OF PUBLIC WORKS & SAFETY
CITY OF FORT WAYNE, INDIANA
RESOLUTION NO. 77-313-19 (REVISED)

Whereas, the Common Council of the City of Fort Wayne has adopted General Ordinance No. G-19-88, entitled "Water Conservation", and

Whereas, said Ordinance extends authority to the Board of Public Works & Safety to ration water according to an Excess User Charge Schedule, and

Whereas, the Board of Public Works is empowered to, from time to time, amend the General Rules and Regulations of the Fort Wayne Water Utility,

Now Therefore be it resolved that the Board of Public Works & Safety hereby amends the General Rules and Regulation of the Fort Wayne Water Utility and hereby incorporates therein the following procedure to be used in the event of a water rationing emergency:

RULES AND REGULATIONS
WATER RATIONING EMERGENCY

Upon the use of 50% of the available capacity of Hurshtown Reservoir and following the notice of a water rationing emergency in accordance with Section 31-30 of General Ordinance No. G-19-88, customers of the Fort Wayne Water Utility shall be limited to water use in accordance with the following Excess Use Charge Schedule:

EXCESS USE CHARGE SCHEDULE

- 1) Fort Wayne Water Utility User Consumption shall be limited to not more than 70% of the average volume of water consumed by that user during the months of March and April of the current year.
- 2) No Water Utility customer will be required to use less than five (5) units per month (5 units per month equals 3,740 gallons per month).

- 3) In the event that the user was not served by the Fort Wayne Water Utility, an average base use, by customer class, shall be determined from the average use during the months of March and April of the current year of all customers within each class.
- 4) For the purposes of these Rules and Regulations, all users other than residential users shall be classified as commercial users.
- 5) Commercial users without a prior history of March-April consumption from the current year shall be limited to not more than 70% of the average monthly volume of water used during the months said commercial water user was in business and a user of the Fort Wayne Water Utility Water.
- 6) The amount of water consumed by each user which exceeds the established rate shall be billed by the Water Utility at a rate of ten (10) times the established tariff as approved by the Indiana Utility Commission.
- 7) The declaration of a water rationing emergency pursuant to General Ordinance No. G-19-1988 shall constitute an emergency as described in Article III of the General Rules and Regulations of the Water Utility which Article gives the Utility authorization to disconnect service for any unauthorized use as determined by the Utility.
- 8) Concurrent with a rendering of a billing for any excessive usage, Utility shall issue a "warning". Said warning shall serve as notification to the user that should subsequent billings exceed the established base, termination of service may be imposed. Service will be restored according to Article III, Section 9B5 of the General Rules and Regulations of the Water Utility.
- 9) Should termination of service occur due to violation of the Water Conservation Ordinance, service will be restored after payment of a Special Reconnection Fee of \$50.00, which shall be in addition to any other charge normally assessed according to

the established General Rules and Regulations.

- 10) Any person aggrieved by any determination by the Utility may request and shall be granted an administrative appeal as provided in Article VII of the general rules and regulations of the Water Utility.

APPROVED AND ADOPTED THIS 31st DAY OF September, 1988.

BOARD OF PUBLIC WORKS & SAFETY

Angela S. Derheimer
Angela S. Derheimer
Director of Public Works

Daniel G. Heath
Daniel G. Heath
Director of Public Safety

C. David Silletto
C. David Silletto
Director of Administration & Finance

ATTEST Alex D. Jackson

LEGAL NOTICE

Notice is hereby given that on the 27th day of
September, 19 88, the Common Council of the City
of Fort Wayne, Indiana, in a Regular Session did pass
the following Bill No. R-88-09-06 (as amended) Resolution

~~Ordinance~~ No. R-60-88 to-wit:

1 BILL NO. R-88-08- 06 (as amended)

2 RESOLUTION NO. R- 60-88

3 A RESOLUTION of the Common
4 Council of the City of Fort
5 Wayne approving Excess User
6 Charge Schedule in
7 connection with water
8 rationing emergencies.

9 WHEREAS, the Common Council of the City of Fort Wayne
10 has adopted General Ordinance No. G-19-88, entitled "Water
11 Conservation," and

12 WHEREAS, said Ordinance extended authority to the Board
13 of Public Works and Safety to ration water according to an
14 Excess User Charge Schedule; and

15 WHEREAS, said Ordinance provided that the Board of
16 Public Works and Safety should present any such Excess User
17 Charge Schedule to the Common Council for approval; and

18 WHEREAS, the Board of Public Works and Safety has
19 prepared such Schedule.

20 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
21 THE CITY OF FORT WAYNE, INDIANA:

22 SECTION 1. That the Rules and Regulations of the Board
23 of Public Works and Safety with respect to water rationing
24 emergencies are hereby approved and ratified. Two copies of
25 said rules and regulations are available for inspection in the
26 office of the Clerk of the City of Fort Wayne and are
27 incorporated herein by reference.

28 SECTION 2. That this Resolution shall be in full force
29 and effect from and after its passage and any and all
30 necessary approval by the Mayor.

Charles B. Redd

Charles B. Redd
Councilmember

RESOLUTION OF THE BOARD OF PUBLIC WORKS & SAFETY
CITY OF FORT WAYNE, INDIANA
RESOLUTION NO. 77-315-19 (REVISED)

Whereas, the Common Council of the City of Fort Wayne has adopted General Ordinance No. G-19-88, entitled "Water Conservation", and

Whereas, said Ordinance extends authority to the Board of Public Works & Safety to ration water according to an Excess User Charge Schedule, and

Whereas, the Board of Public Works is empowered to, from time to time, amend the General Rules and Regulations of the Fort Wayne Water Utility,

Now Therefore be it resolved that the Board of Public Works & Safety hereby amends the General Rules and Regulation of the Fort Wayne Water Utility and hereby incorporates therein the following procedure to be used in the event of a water rationing emergency:

RULES AND REGULATIONS
WATER RATIONING EMERGENCY

Upon the use of 50% of the available capacity of Hurshtown Reservoir and following the notice of a water rationing emergency in accordance with Section 31-30 of General Ordinance No. G-19-88, customers of the Fort Wayne Water Utility shall be limited to water use in accordance with the following Excess Use Charge Schedule:

EXCESS USE CHARGE SCHEDULE

- 1) Fort Wayne Water Utility User Consumption shall be limited to not more than 70% of the average volume of water consumed by that user during the months of March and April of the current year.
- 2) No Water Utility customer will be required to use less than five (5) units per month (5 units per month equals 3,740 gallons per month).

- 3) In the event that the user was not served by the Fort Wayne Water Utility, an average base use, by customer class, shall be determined from the average use during the months of March and April of the current year of all customers within each class.
- 4) For the purposes of these Rules and Regulations, all users other than residential users shall be classified as commercial users.
- 5) Commercial users without a prior history of March-April consumption from the current year shall be limited to not more than 70% of the average monthly volume of water used during the months said commercial water user was in business and a user of the Fort Wayne Water Utility Water.
- 6) The amount of water consumed by each user which exceeds the established rate shall be billed by the Water Utility at a rate of ten (10) times the established tariff as approved by the Indiana Utility Commission.
- 7) The declaration of a water rationing emergency pursuant to General Ordinance No. G-19-1988 shall constitute an emergency as described in Article III of the General Rules and Regulations of the Water Utility which Article gives the Utility authorization to disconnect service for any unauthorized use as determined by the Utility.
- 8) Concurrent with a rendering of a billing for any excessive usage, Utility shall issue a "warning". Said warning shall serve as notification to the user that should subsequent billings exceed the established base, termination of service may be imposed. Service will be restored according to Article III, Section 9B5 of the General Rules and Regulations of the Water Utility.
- 9) Should termination of service occur due to violation of the Water Conservation Ordinance, service will be restored after payment of a Special Reconnection Fee of \$50.00, which shall be in addition to any other charge normally assessed according to



The City of Fort Wayne

October 10, 1988

Ms. April Minnick
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Minnick:

Please give the attached full coverage on the dates of
October 13 & 20, 1988, in both the News Sentinel and
Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. X-88-09-17
Annexation Ordinance No. X-03-88
Baer Field Industrial Annexation Area

Bill No. R-88-08-06 (as amended)
Resolution No. R-60-88
Water rationing emergencies

Please send us 4 copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely yours,


Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 2

Ft. Wayne Common Council

To: The News-Sentinel Dr.

(Governmental Unit)

P.O. Box 100

Allen County, Indiana

Fort Wayne, IN

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set) -- number of equivalent lines

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Body -- number of lines

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172

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lines wide equals 175 equivalent lines

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containing rule or tabular work

charge (\$1.00 for each proof in excess of two)

\$ 86.63

ms

penalties of Chapter 155, Acts 1953,

owing account is just and correct, that the amount allowing all just credits, and that no part of the

Trudy Sterling

Clerk

19 88

Title:

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Trudy Sterling who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two time s, the dates of publication being as follows:

10/13, 20/88

Subscribed and sworn to before me this 20th day of Oct., 19 88.

Shelley R. LaRue

Notary Public

Shelley R. LaRue

My commission expires: March 3, 1990

LEGAL NOTICE

Notice is hereby given on the 27th day of September, 1988, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. R-88-09-06 (as amended) Resolution No. R-60-88 to-wit:

BILL NO. R-88-08-06 (as amended)

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF Fort Wayne approving Excess User Charge Schedule in connection with water rationing emergencies.

WHEREAS, the Common Council of the City of Fort Wayne has adopted General Ordinance No. G-19-88, entitled "Water Conservation," and

WHEREAS, said Ordinance extended authority to the Board of Public Works and Safety to ration water according to an Excess User Charge Schedule; and

WHEREAS, said Ordinance provided that the Board of Public Works and Safety should present any such Excess User Charge Schedule to the Common Council for approval; and

WHEREAS, the Board of Public Works and Safety has prepared such Schedule.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the Rules and Regulations of the Board of Public Works and Safety with respect to water rationing emergencies are hereby approved and ratified. Two copies of said rules and regulations are available for inspection in the office of the Clerk of the City of Fort Wayne and are incorporated herein by reference.

SECTION 2. That this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Charles B. Redd
Councilmember

RESOLUTION OF THE BOARD OF

PUBLIC WORKS & SAFETY

CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. 77-318-19 (REVISED)

Whereas, the Common Council of the City of Fort Wayne has adopted General Ordinance No. G-19-88, entitled "Water Conservation," and

Whereas, said Ordinance extends authority to the Board of Public Works & Safety to ration water according to an Excess User Charge Schedule, and

Whereas, the Board of Public Works is empowered to, from time to time, amend the General Rules and Regulations of the Fort Wayne Water Utility.

Now Therefore be it resolved that the Board of Public Works & Safety hereby amends the General Rules and Regulation of the Fort Wayne Water Utility and hereby incorporates therein the following Wayne Water Utility and hereby incorporates therein the following procedure to be used in the event of a water rationing emergency:

RULES AND REGULATIONS

WATER RATIONING EMERGENCY

Upon the use of 50% of the available capacity of Hursttown Reservoir and following the notice of a water rationing emergency in accordance with Section 31-30 of General Ordinance No. G-19-88, customers of the Fort Wayne Water Utility shall be limited to water use in accordance with the following Excess User Charge Schedule:

EXCESS USE CHARGE SCHEDULE

1) Fort Wayne Water Utility User Consumption shall be limited to not more than 70% of the average volume of water consumed by that user during the months of March and April of the current year.

2) No Water Utility customer will be required to use less than five (5) units per month (5 units per month equals 3,740 gallons per month).

3) In the event that the user was not served by the Fort Wayne Water Utility, an average base use, by customer class, shall be determined from the average use during the months of March and April of the current year of all customers within each class.

4) For the purpose of these Rules and Regulations, all users other than residential users shall be classified as commercial users.

5) Commercial users without a prior history of March-April consumption from the current year shall be limited to not more than 70% of the average monthly volume of water used during the months said

Brady Burns, Gladwin, Lufkin, Paul, Stier, Talanco.

Nays: None

Abstained: None

Absent: One

Henry

DATED: 9-27-88

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Resolution No. R-60-88 on the 27th day of September, 1988.

SEAL

James S. Stier
Presiding Officer

ATTEST:

Sandra E. Kennedy

City Clerk

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of September, 1988, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy

City Clerk

Approved and signed by me this 6th day of October, 1988, at the hour of 5:15 o'clock P.M., E.S.T.

Paul Helmke

Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Resolution No. R-60-88, passed by the Common Council on the 27th day of September, 1988, and that said Ordinance was duly signed and approved by the Mayor on the 6th day of October, 1988, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 6th day of October, 1988.

Sandra E. Kennedy, City Clerk

FT. Wayne Common Council
(Governmental Unit)

Allen County, Indiana

To: The Journal-Gazette
P.O. Box 100
Fort Wayne, IN
Dr.

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

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Total number of lines in notice

1
172
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175

COMPUTATION OF CHARGES

175 lines, 1 columns wide equals 175 equivalent lines
at .495 cents per line

\$ 86.63

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it)
publication (\$1.00 for each proof in excess of two)

AIM

\$ 86.63

OST

2.5 ems

and penalties of Chapter 155, Acts 1953,

oregoing account is just and correct, that the amount
er allowing all just credits, and that no part of the

Trudy Sterling

Clerk

, 19 88

Title:

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Trudy Sterling who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two time s, the dates of publication being as follows:

10/13, 20/88

Trudy Sterling

Subscribed and sworn to before me this 20th day of Oct., 19 88

Shelley R. LaRue
Notary Public

Shelley R. LaRue

My commission expires: March 3, 1990

LEGAL NOTICE

Notice is hereby given on the 27th day of September, 1988, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. R-88-09-06 (as amended) Resolution No. R-60-88 to-wit:

BILL NO. R-88-08-06 (as amended)

RESOLUTION NO. R-60-88 A RESOLUTION of the Common Council of the City of Fort Wayne approving Excess User Charge Schedule in connection with water rationing emergencies.

WHEREAS, the Common Council of the City of Fort Wayne has adopted General Ordinance No. G-19-88, entitled "Water Conservation," and

WHEREAS, said Ordinance extended authority to the Board of Public Works and Safety to ration water according to an Excess User Charge Schedule; and

WHEREAS, said Ordinance provided that the Board of Public Works and Safety should present any such Excess User Charge Schedule to the Common Council for approval; and

WHEREAS, the Board of Public Works and Safety has prepared such Schedule.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the Rules and Regulations of the Board of Public Works and Safety with respect to water rationing emergencies are hereby approved and ratified. Two copies of said rules and regulations are available for inspection in the office of the Clerk of the City of Fort Wayne and are incorporated herein by reference.

SECTION 2. That this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Charles B. Redd
Councilmember

RESOLUTION OF THE BOARD OF

PUBLIC WORKS & SAFETY

CITY OF FORT WAYNE, INDIANA

RESOLUTION NO. 77-318-19 (REVISED)

Whereas, the Common Council of the City of Fort Wayne has adopted General Ordinance No. G-19-88, entitled "Water Conservation," and

Whereas, said Ordinance extends authority to the Board of Public Works & Safety to ration water according to an Excess User Charge Schedule, and

Whereas, the Board of Public Works is empowered to, from time to time, amend the General Rules and Regulations of the Fort Wayne Water Utility,

Now Therefore be it resolved that the Board of Public Works & Safety hereby amends the General Rules and Regulation of the Fort Wayne Water Utility and hereby incorporates therein the following Wayne Water Utility and hereby incorporates therein the following procedure to be used in the event of a water rationing emergency:

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PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

4

NOTICE OF PUBLIC HEARING
EXCESS USER CHARGE SCHEDULE IN
CONNECTION WITH WATER RATIONING
EMERGENCIES

122

Property owners and other interested parties in the City of Fort Wayne are hereby notified that on August 9, 1988, the Common Council introduced Bill No. R-88-08-06, approving Excess User Charge Schedule in connectin wih water rationing emergencies. At a meeting of the Common Council to be held at 7:00 P.M. (Fort Wayne Time), on September 13, 1988, in the City-County Building, Room 128, there will be a public hearing on the matter of the excess user charge schedule in connection with water rationing emergen- cies and consideration of adoption of said Bill No. R-88-08-06, which will provide in part as follows:
A RESOLUTION of the Common Council of the City of Fort Wayne approving Excess User connection with water rationing emergencies.
WHEREAS, the Common Council of the City of Fort Wayne has adopted General Ordinance No. G-19-88, entitled "Water Conservation," and
WHEREAS, said Ordinance extended authority to the Board of Public Works and Safety to ration water according to an Excess User Charge Schedule; and
WHEREAS, said Ordinance provided that the Board of Public Works and Safety should present any such Excess User Charge Schedule to the Common Council for approval; and
WHEREAS, the Board of Public Works and Safety has prepared such Schedule.
NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:
SECTION 1. That the Rules and Regulations of the Board of Public Works and Safety with respect to water rationing emergencies are hereby approved and ratified. Two copies of said rules and regulations are available for inspection in the office of the Clerk of the City of Fort Wayne and are incorporated herein by reference.
RESOLUTION OF THE BOARD OF PUBLIC WORKS & SAFETY
CITY OF FORT WAYNE, INDIANA
RESOLUTION NO.
Whereas, the Common Council of the City of Fort Wayne has adopted General Ordinance No. G-19-88, entitled "Water Conservation", and
Whereas, said Ordinance extends authority to the Board of Public Works & Safety to ration water according to an Excess User Charge Schedule, and
Whereas, the Board of Public Works is empowered to, from time to time, amend the General Rules and Regulations of the Fort Wayne Water Utility,
Now Therefore be it resolved that the Board of Public Works & Safety hereby amends the General Rules and Regulation of the Fort Wayne Water Utility and hereby incorporates therein the following procedure to be used in the event of a water rationing emergency:
RULES AND REGULATIONS
WATER RATIONING EMERGENCY
Upon the use of 50% of the available capacity of Hursttown Reservoir and following the notice of a water rationing emergency in accordance with Section 31-30 of General Ordinance No. G-19-88, customers of the Fort Wayne Water Utility shall be limited to water use in accordance with the following Excess User Charge Schedule:
EXCESS USE CHARGE SCHEDULE
1) Fort Wayne Water Utility User Consumption shall be limited to not more than 70% of the average volume of water consumed by that user during the months of March and April of the current year
2) In the event that the user was not served by the Fort Wayne Water Utility, an average base use, by customer class, shall be determined from the average use during the months of March and April of the current year of all customers within each class.
3) For the purposes of these Rules and Regulations, all users other than residential users shall be classified as commercial users.
4) Commerical users without a prior history of March-April consumption from the current year shall be limited to not more than 70% of the average monthly volume of water used during the months said commercial water user was in business and a user of the Fort Wayne Water Utility Water.
5) The amount of water consumed by each user which exceeds the established rate shall be billed by the Water Utility at a rate of ten (10) times the established tariff as approved by the Indiana Utility Commission.
6) The declaration of a water rationing emergency pursuant to General Ordinance No. G-19-1988 shall constitute an emergency as described in Article III of the General Rules and Regulations of the Water Utility which Article gives the Utility authorization to disconnect service for any unauthorized use as determined by the Utility.
7) Concurrent with a rendering of a billing for any excessive usage, Utility shall issue a "warning". Said warning shall serve as notification to the user that should subsequent billings exceed the established base, termination of service may be imposed. Service will be restored according to Article III, Section 9B5 of the General Rules and Regulations of the Water Utility.
8) Should termination of service occur due to violation of the Water Conservation Ordinance, service will be restored after payment of a Special Reconnection Fee of \$50.00, which shall be in addition to any other charge normally assessed according to the established General Rules and Regulations.
9) Any person aggrieved by any determination by the Utility may request and shall be granted an administrative appeal as provided in Article VII of the general rules and regulations of the Water Utility.
At such hearing and prior to final adoption of said Bill No. R-88-08-06, all interested parties may appear and be heard. Copies of Bill No. R-88-08-06 are on file in the Office of the City Clerk and are available for inspection by any interested parties during regular business hours. Dated this 9th day of August, 1988.
Sandra E. Kennedy
City Clerk

notice

GES

columns wide equals 128 equivalent lines

es containing rule or tabular work
(nt)

publication (\$1.00 for each proof in excess of two)

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and penalties of Chapter 155, Acts 1953,

reggoing account is just and correct, that the amount
er allowing all just credits, and that no part of the

Trudy Sterling

, 19 88

Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)
) ss:
Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Trudy Sterling who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time , the dates of publication being as follows:
8/20/88

Subscribed and sworn to before me this 20th day of August , 19 88

Shelley R. LaRue
Notary Public

My commission expires: March 3, 1990

Ft. Wayne Common Council
(Governmental Unit)

Allen County, Indiana

To:

The News-Sentinel
P.O. Box 100
Fort Wayne, IN

Dr.

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)	
-- number of equivalent lines	
Head -- number of lines	4
Body -- number of lines	122
Tail -- number of lines	2
Total number of lines in notice	128

COMPUTATION OF CHARGES

128 lines, 1 columns wide equals 128 equivalent lines	
at .330 cents per line	\$ 42.24
Additional charge for notices containing rule or tabular work (50 percent of above amount)	
Charge for extra proofs of publication (\$1.00 for each proof in excess of two)	2.00
TOTAL AMOUNT OF CLAIM	\$ 44.24

DATA FOR COMPUTING COST

Width of single column 12.5 ems
Number of insertions 1
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Judy Sterling

Date: August 20, 19 88 Title: Clerk

NOTICE OF PUBLIC HEARING
EXCESS USER CHARGE SCHEDULE IN
CONNECTION WITH WATER RATIONING
EMERGENCIES

Property owners and other interested parties in the City of Fort Wayne are hereby notified that on August 9, 1988, the Common Council introduced Bill No. R-88-08-06, approving Excess User Charge Schedule in connection with water rationing emergencies. At a meeting of the Common Council to be held at 7:00 P.M. (Fort Wayne Time), on September 13, 1988, in the City-County Building, Room 128, there will be a public hearing on the matter of the excess user charge schedule in connection with water rationing emergencies and consideration of adoption of said Bill No. R-88-08-06, which will provide in part as follows:

A RESOLUTION OF THE Common Council of the City of Fort Wayne approving Excess User Charge Schedule in connection with water rationing emergencies.

WHEREAS, the Common Council of the City of Fort Wayne has adopted General Ordinance No. G-19-88, entitled "Water Conservation," and

WHEREAS, said Ordinance extended authority to the Board of Public Works and Safety to ration water according to an Excess User Charge Schedule; and

WHEREAS, said Ordinance provided that the Board of Public Works and Safety should present any such Excess User Charge Schedule to the Common Council for approval; and

WHEREAS, the Board of Public Works and Safety has prepared such Schedule.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the Rules and Regulations of the Board of Public Works and Safety with respect to water rationing emergencies are hereby approved and ratified. Two copies of said rules and regulations are available for inspection in the office of the Clerk of the City of Fort Wayne and are incorporated herein by reference.

RESOLUTION OF THE BOARD OF
PUBLIC WORKS & SAFETY
CITY OF FORT WAYNE, INDIANA
RESOLUTION NO.

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Whereas, said Ordinance extends authority to the Board of Public Works & Safety to ration water according to an Excess User Charge Schedule, and
Whereas, the Board of Public Works is empowered

to, from time to time, amend the General Rules and Regulations of the Fort Wayne Water Utility.

Now Therefore be it resolved that the Board of Public Works & Safety hereby amends the General Rules and Regulation of the Fort Wayne Water Utility and hereby incorporates therein the following procedure to be used in the event of a water rationing emergency:

RULES AND REGULATIONS
WATER RATIONING EMERGENCY

Upon the use of 50% of the available capacity of Hurshtown Reservoir and following the notice of a water rationing emergency in accordance with Section 31-30 of General Ordinance No. G-19-88, customers of the Fort Wayne Water Utility shall be limited to water use in accordance with the following Excess Use Charge Schedule:

EXCESS USE CHARGE SCHEDULE

1) Fort Wayne Water Utility User Consumption shall be limited to not more than 70% of the average volume of water consumed by that user during the months of March and April of the current year

2) In the event that the user was not served by the Fort Wayne Water Utility, an average base use, by customer class, shall be determined from the average use during the months of March and April of the current year of all customers within each class.

3) For the purposes of these Rules and Regulations, all users other than residential users shall be classified as commercial users.

4) Commercial users without a prior history of March-April consumption from the current year shall be limited to not more than 70% of the average monthly volume of water used during the months said commercial water user was in business and a user of the Fort Wayne Water Utility Water.

5) The amount of water consumed by each user which exceeds the established rate shall be billed by the Water Utility at a rate of ten (10) times the established tariff as approved by the Indiana Utility Commission.

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the General Rules and Regulations of the Water Utility.

8) Should termination of service occur due to violation of the Water Conservation Ordinance, service will be restored after payment of a Special Reconnection Fee of \$50.00, which shall be in addition to any other charge normally assessed according to the established General Rules and Regulations.

9) Any person aggrieved by any determination by the Utility may request and shall be granted an administrative appeal as provided in Article VII of the general rules and regulations of the Water Utility.

At such hearing and prior to final adoption of said Bill No. R-88-08-06, all interested parties may appear and be heard. Copies of Bill No. R-88-08-06 are on file in the Office of the City Clerk and are available for inspection by any interested parties during regular business hours. Dated this 9th day of August, 1988.

Sandra E. Kennedy
City Clerk

and state, the
1, says that he/
paper of general
in the English language in the (city) (town) of
d county aforesaid, and that the printed matter
which was duly published in said paper for
ates of publication being as follows:

0/88

Judy Sterling

his 20th day of August, 19 88.

Shelley B. LaRue
Notary Public

R. LaRue
1990

Notice is hereby given on the 27th day of September, 1988, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. R-88-09-06 (as amended) Resolution No. R-60-88 to-wit:

BILL NO. R-88-08-06 (as amended)

RESOLUTION NO. R-60-88

A RESOLUTION of the Common Council of the City of Fort Wayne approving Excess User Charge Schedule in connection with water rationing emergencies.

WHEREAS, the Common Council of the City of Fort Wayne has adopted General Ordinance No. G-19-88, entitled "Water Conservation," and

WHEREAS, said Ordinance extended authority to the Board of Public Works and Safety to ration water according to an Excess User Charge Schedule; and

WHEREAS, said Ordinance provided that the Board of Public Works and Safety should present any such Excess User Charge Schedule to the Common Council for approval; and

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SECTION 2. That this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Charles B. Redd
Councilmember

RESOLUTION OF THE BOARD OF PUBLIC WORKS & SAFETY
CITY OF FORT WAYNE, INDIANA
RESOLUTION NO. 77-318-19 (REVISED)

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EXCESS USE CHARGE SCHEDULE

1) Fort Wayne Water Utility User Consumption shall be limited to not more than 70% of the average volume of water consumed by that user during the months of March and April of the current year.

2) No Water Utility customer will be required to use less than five (5) units per month (5 units per month equals 3,740 gallons per month).

3) In the event that the user was not served by the Fort Wayne Water Utility, an average base use, by customer class, shall be determined from the average use during the months of March and April of the current year of all customers within each class.

4) For the purpose of these Rules and Regulations, all users other than residential users shall be classified as commercial users.

5) Commercial users without a prior history of March-April consumption from the current year shall be limited to not more than 70% of the average monthly volume of water used during the months said commercial water user was in business and a user of the Fort Wayne Water Utility Water.

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9) Should termination of service occur due to violation of the Water Conservation Ordinance, service will be restored after payment of a Special Reconnection Fee of \$50.00, which shall be in addition to any other charge normally assessed according to the established General Rules and Regulations.

10) Any person aggrieved by any determination by the Utility may request and shall be granted an administrative appeal as provided in Article VII of the general rules and regulations of the Water Utility.

APPROVED AND ADOPTED THIS 21st DAY OF SEPTEMBER, 1988.

BOARD OF PUBLIC WORKS & SAFETY
Angela S. Derheimer
Director of Public Works
Daniel G. Heath
Director of Public Safety
C. David Siletto
Director of Administration & Finance

ATTEST:
Helen Gochenour
Read the third time in full and on motion by Bradbury, seconded, by Redd, and duly adopted, placed on its passage. PASSED by the following vote:
Ayes: Eight
Bradbury Burns, GiaQuinta, Long, Redd, Schmidt, Stier, Takawo.
Nays: None
Abstained: None
Absent: One
Henry
DATED: 9-27-88

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Resolution No. R-60-88 on the 27th day of September, 1988.

SEAL
James S. Stier
Presiding Officer

ATTEST:
Sandra E. Kennedy
City Clerk
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of September, 1988, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy
City Clerk

Approved and signed by me this 6th day of October, 1988, at the hour of 5:15 o'clock P.M., E.S.T.

Paul Helmke
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Resolution No. R-60-88, passed by the Common Council on the 27th day of

General Form No. 99P (Revised 1987)

To: The News-Sentinel Dr.

P.O. Box 100

Fort Wayne, IN

PUBLISHER'S CLAIM

two actual lines, neither of which shall total
in which the body of the advertisement is set)

1
172
2
175

columns wide equals 175 equivalent lines \$ 86.63

containing rule or tabular work

publication (\$1.00 for each proof in excess of two)

\$ 86.63

and penalties of Chapter 155, Acts 1953,

going account is just and correct, that the amount
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Trudy Sterling
Clerk

19 88 Title: _____

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Trudy Sterling who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two time s, the dates of publication being as follows:

10/13, 20/88

Trudy Sterling

Subscribed and sworn to before me this 20th day of Oct., 19 88.

Shelley R. Lohr
Notary Public

Ft. Wayne Common Council

(Governmental Unit)

Allen

County, Indiana

To:

The News-Sentinel

Dr.

P.O. Box 100

Fort Wayne, IN

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

1

Body -- number of lines

172

Tail -- number of lines

2

Total number of lines in notice

175

COMPUTATION OF CHARGES

175 lines, 1 columns wide equals 175 equivalent lines
at .495 cents per line

\$ 86.63

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 86.63

DATA FOR COMPUTING COST

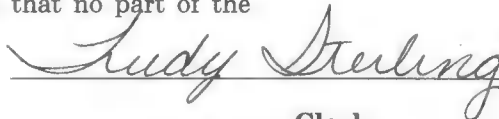
Width of single column 12.5 ems

Number of insertions 2

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.



Date: Oct. 20, 19 88

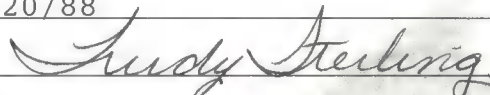
Title: Clerk

PUBLISHER'S AFFIDAVIT

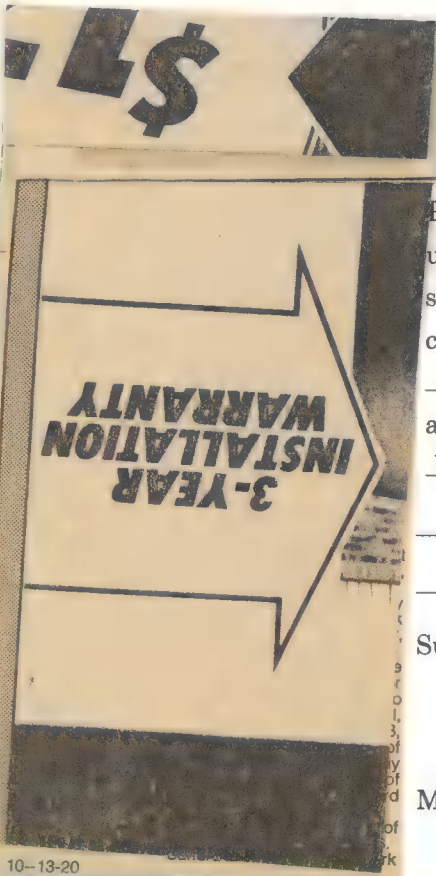
State of Indiana)
) ss:
Allen County)

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10/13, 20/88

Subscribed and sworn to before me this 20th day of Oct., 19 88.
Notary Public

Shelley R. LaRue

My commission expires: March 3, 1990

Notice is hereby given that on the 21st day of September, 1988, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. R-88-09-06 (as amended) Resolution No. R-60-88 to-wit:
BILL NO. R-88-08-06 (as amended)
RESOLUTION NO. R-60-88
A RESOLUTION of the Common Council of the City of Fort Wayne approving Excess User Charge Schedule in connection with water rationing emergencies.
WHEREAS, the Common Council of the City of Fort Wayne has adopted General Ordinance No. G-19-88, entitled "Water Conservation," and
WHEREAS, said Ordinance extended authority to the Board of Public Works and Safety to ration water according to an Excess User Charge Schedule; and
WHEREAS, said Ordinance provided that the Board of Public Works and Safety should present any such Excess User Charge Schedule to the Common Council for approval; and
WHEREAS, the Board of Public Works and Safety has prepared such Schedule.
NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:
SECTION 1. That the Rules and Regulations of the Board of Public Works and Safety with respect to water rationing emergencies are hereby approved and ratified. Two copies of said rules and regulations are available for inspection in the office of the Clerk of the City of Fort Wayne and are incorporated herein by reference.
SECTION 2. That this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Charles B. Redd
Councilmember
RESOLUTION OF THE BOARD OF
PUBLIC WORKS & SAFETY
CITY OF FORT WAYNE, INDIANA
RESOLUTION NO. 77-318-19 (REVISED)
Whereas, the Common Council of the City of Fort Wayne has adopted General Ordinance No. G-19-88, entitled "Water Conservation", and
Whereas, said Ordinance extends authority to the Board of Public Works & Safety to ration water according to an Excess User Charge Schedule; and
Whereas, the Board of Public Works is empowered to, from time to time, amend the General Rules and Regulations of the Fort Wayne Water Utility.
Now Therefore be it resolved that the Board of Public Works & Safety hereby amends the General Rules and Regulation of the Fort Wayne Water Utility and hereby incorporates therein the following Wayne Water Utility and hereby incorporates therein the following procedure to be used in the event of a water rationing emergency:

RULES AND REGULATIONS
WATER RATIONING EMERGENCY
Upon the use of 50% of the available capacity of Hurshtown Reservoir and following the notice of a water rationing emergency in accordance with Section 31-30 of General Ordinance No. G-19-88, customers of the Fort Wayne Water Utility shall be limited to water use in accordance with the following Excess User Charge Schedule:
EXCESS USE CHARGE SCHEDULE
1) Fort Wayne Water Utility User Consumption shall be limited to not more than 70% of the average volume of water consumed by that user during the months of March and April of the current year.
2) No Water Utility customer will be required to use less than five (5) units per month (5 units per month equals 3,740 gallons per month).
3) In the event that the user was not served by the Fort Wayne Water Utility, an average base use, by customer class, shall be determined from the average use during the months of March and April of the current year of all customers within each class.
4) For the purpose of these Rules and Regulations, all users other than residential users shall be classified as commercial users.
5) Commercial users without a prior history of March-April consumption from the current year shall be limited to not more than 70% of the average monthly volume of water used during the months said commercial water user was in business and a user of the Fort Wayne Water Utility Water.
6) The amount of water consumed by each user which exceeds the established rate shall be billed by the Water Utility at a rate of ten (10) times the established tariff as approved by the Indiana Utility Commission.
7) The declaration of a water rationing emergency pursuant to General Ordinance No. G-19-1988 shall constitute an emergency as described in Article III of the General Rules and Regulations of the Water Utility which Article gives the Utility authorization to disconnect service for any unauthorized use as determined by the Utility.
8) Concurrent with a rendering of a billing for any excessive usage, Utility shall issue a "warning". Said warning shall serve as notification to the user that should subsequent billings exceed the established base, termination of service may be imposed. Service will be restored according to Article III, Section 9B5 of the General Rules and Regulations of the Water Utility.
9) Should termination of service occur due to violation of the Water Conservation Ordinance, service will be restored after payment of a Special Reconnection Fee of \$50.00, which shall be in addition to any other charge normally assessed according to the established General Rules and Regulations.
10) Any person aggrieved by any determination by the Utility may request and shall be granted an administrative appeal as provided in Article VII of the general rules and regulations of the Water Utility.

APPROVED AND ADOPTED THIS 21st DAY OF SEPTEMBER, 1988.
BOARD OF PUBLIC WORKS & SAFETY
Angela S. Derheimer
Director of Public Works
Daniel G. Heath
Director of Public Safety
C. David Siletto
Director of Administration & Finance
ATTEST:
Helen Gochenour
Read the third time in full and on motion by Bradbury, seconded, by Redd, and duly adopted, placed on its passage. PASSED by the following vote:
Ayes: Eight
Bradbury, Burns, GiaQuinta, Long, Redd, Schmidt, Stier, Talarico.
Nays: None
Abstained: None
Absent: One
Henry
DATED: 9-27-88

Sandra E. Kennedy
City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as Resolution No. R-60-88 on the 27th day of September, 1988.
SEAL
James S. Stier
Presiding Officer
ATTEST:
Sandra E. Kennedy
City Clerk
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of September, 1988, at the hour of 11:30 o'clock A.M., E.S.T.
Sandra E. Kennedy
City Clerk
Approved and signed by me this 6th day of October, 1988, at the hour of 5:15 o'clock P.M., E.S.T.
Paul Helmke
Mayor
I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of Resolution No. R-60-88, passed by the Common Council on the 27th day of September, 1988, and that said Ordinance was duly

Board of Accounts
City Council
Unit)
County, Indiana
General Form No. 99P (Revised 1987)
The Journal-Gazette
P.O. Box 100
Fort Wayne, IN
To: Dr.

PUBLISHER'S CLAIM

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Trudy Sterling
Clerk
19 88 Title:

PUBLISHER'S AFFIDAVIT

State of Indiana)
) ss:
Allen County)
Personally appeared before me, a notary public in and for said county and state, the undersigned Trudy Sterling who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two time s , the dates of publication being as follows:
10/13, 20/88
Trudy Sterling
20th day of Oct., 19 88
Subscribed and sworn to before me this
Shelley B. LaRue
Notary Public

FT. Wayne Common Council

(Governmental Unit)

To:

The Journal-Gazette

Dr.

P.O. Box 100

Fort Wayne, IN

Allen County, Indiana

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DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 2

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Trudy Sterling

Date: Oct. 20, 19 88

Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned **Trudy Sterling** who, being duly sworn, says that he/she is **Clerk** of the **The Journal-Gazette** newspaper of general circulation printed and published in the English language in the (city) (town) of **Fort Wayne, IN** in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **two** time **s**, the dates of publication being as follows:

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Shelley R. LaRue
Notary Public

Shelley R. LaRue

My commission expires: March 3, 1990

Ft. Wayne Common Council
(Governmental Unit)

Allen County, Indiana

To: The Journal-Gazette
P.O. Box 100
Fort Wayne, IN
Dr.

PUBLISHER'S CLAIM

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Head -- number of lines	4
Body -- number of lines	122
Tail -- number of lines	2
Total number of lines in notice	128

COMPUTATION OF CHARGES

128 lines, 1 columns wide equals 128 equivalent lines at .330 cents per line	\$ 42.24
Additional charge for notices containing rule or tabular work (50 percent of above amount)	
Charge for extra proofs of publication (\$1.00 for each proof in excess of two)	2.00
TOTAL AMOUNT OF CLAIM	\$ 44.24

DATA FOR COMPUTING COST

Width of single column 12.5 ems
Number of insertions 1
Size of type 6 point

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Trudy Sterling

Date: August 20, 1988 Title: Clerk

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) ss:
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8/20/88

Trudy Sterling

Subscribed and sworn to before me this 20th day of August, 1988

Shelley R. LaRue

Notary Public

Shelley R. LaRue

My commission expires: March 3, 1990

Vertical strip of small text and logos on the left margin, including "8-20" at the bottom.

Ft. Wayne Common Council
(Governmental Unit)To: The News-Sentinel Dr.
P.O. Box 100
Fort Wayne, IN

Allen County, Indiana

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Notary Public

Shelley R. LaRue

My commission expires: March 3, 1990ives day;
't get way

the right thing by bringing him in to pitch to Dale Murphy with a man on base," said Zimmer.

Gossage said, "I haven't done the job, and I'm even thinking of writing myself a letter, and telling myself how terrible I've been. But I need a lot of work and I'm either the hero or the goat."

After Gossage got out of the top of the ninth inning with the score tied 7-7, a single by Mitch Webster and one-out walks to Ryne Sandberg and Mark Grace by Jose Alvarez, 3-6, loaded the bases for Dawson. His fly ball glanced off center fielder Terry Blocker's glove, but was deep enough to score Webster even if it had been caught.

out West

Los Angeles 2, Montreal 0:
Orel Hershisier pitched a five-hitter